



Electronically Filed on _____

Entered on Docket
December 31, 2009

A handwritten signature in dark ink, appearing to read "Linda B. Riegler".

Hon. Linda B. Riegler
United States Bankruptcy Judge

WILDE & ASSOCIATES
Gregory L. Wilde, Esq.
Nevada Bar No. 004417
208 South Jones Boulevard
Las Vegas, Nevada 89107
Telephone: 702 258-8200
bk@wildelaw.com
Fax: 702 258-8787

and

MARK S. BOSCO, ESQ.
Arizona Bar No. 010167
TIFFANY & BOSCO, P.A.
2525 East Camelback Road, Suite 300
Phoenix, Arizona 85016
Telephone: (602) 255-6000

Bank of America, National Association, as successor by merger to LaSalle Bank National Association,
as trustee, on behalf of the holders of the GSAMP Trust 2006-HE3 Mortgage Pass-Through Certificates,
Series 2006-HE3, By Select Portfolio Servicing, Inc., as Servicer
09-77626

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In Re:

Jose Chavez and Gilma Chavez

Debtors.

BK-S-09-30469-lbr

Date: 12/08/09
Time: 1:00 pm

Chapter 7

ORDER VACATING AUTOMATIC STAY

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Automatic Stay in the above-entitled bankruptcy proceedings is immediately vacated and extinguished for all purposes as to Secured Creditor Bank of America, National Association, as successor by merger to LaSalle Bank National Association, as trustee, on behalf of the holders of the GSAMP Trust 2006-HE3 Mortgage Pass-Through Certificates, Series 2006-HE3, By Select Portfolio Servicing, Inc., as Servicer, its assignees and/or successors in interest, of the subject property, generally described as 4008 Tender Hearted Ct., North Las Vegas, NV 89032, and legally described as follows:

PARCEL ONE (1):

LOT 28 IN BLOCK 1 OF HARMONY II (AKA RENAISSANCE II), AS SHOWN BY MAP THEREOF ON FILE IN BOOK 120 OF PLATS, PAGE 86, IN THE OFFICE OF THE COUNTY RECORDER, CLARK COUNTY, NEVADA. RESERVING THEREFROM A NON-EXCLUSIVE EASEMENT FOR INGRESS, EGRESS AND ENJOYMENT IN AND TO THE COMMON ELEMENTS AS DELINEATED ON SAID MAP REFERRED TO ABOVE AND FURTHER DESCRIBED IN THE DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR HARMONY RECORDED JUNE 20, 2000 IN BOOK 20000720 AS DOCUMENT NO. 1528 OF OFFICIAL RECORDS.

PARCEL TWO (2):

A NON-EXCLUSIVE EASEMENT FOR INGRESS, EGRESS AND ENJOYMENT IN AND TO THE COMMON ELEMENTS AS DELINEATED ON SAID MAP REFERRED TO ABOVE AND FURTHER DESCRIBED IN THE DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS FOR HARMONY RECORDED JUNE 20, 2000 IN BOOK 20000720 AS DOCUMENT NO. 1528 OF OFFICIAL RECORDS.

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1 **IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Secured Creditor shall**
2 **give Debtors at least five business days' notice of the time, place and date of sale.**

3 DATED this ____ day of _____ 2009

4 Submitted by:

5 **WILDE & ASSOCIATES**

6 By: /s/Gregory L. Wilde, Esq

7 **Gregory L. Wilde, Esq.**

8 Attorney for Secured Creditor

9 208 South Jones Boulevard

10 Las Vegas, Nevada 89107

11 ...

12 ...

13 ...

14 **APPROVED / DISAPPROVED**

15 By: _____

16 Weiss Weiss Newark & Newark

17 2300 West Sahara

18 Suite 500, Box 34

19 Las Vegas, NV 89102

20 Attorney for Debtor(s)

21 Nevada Bar No: _____

22 **APPROVED / DISAPPROVED**

23 By: _____

24 William A. Leonard

25 6625 S. Valley View #224

26 Las Vegas, NV 89119

Chapter 7 Trustee

1 ALTERNATIVE METHOD RE: LOCAL RULE 9021:

2 In accordance with Local Rule 9021, the undersigned counsel certifies as follows (check one):

3 ☐ The court waived the requirements of LR 9021.

4 ☐ No parties appeared or filed written objections, and there is no trustee appointed in the case.

5 ☒ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, any
6 unrepresented parties who appeared at the hearing, and any trustee appointed in this case,
and each has approved or disapproved the order, or failed to respond, as indicated below
(list each party and whether the party has approved, disapproved, or failed to respond to the
document):

7 (List Parties)

8 Debtor's counsel:

9 ☐ approved the form of this order ☐ disapproved the form of this order

10 ☐ waived the right to review the order and/or ☒ failed to respond to the document

11 ☐ appeared at the hearing, waived the right to review the order

12 ☐ matter unopposed, did not appear at the hearing, waived the right to review the order

13 Trustee:

14 ☐ approved the form of this order ☐ disapproved the form of this order

15 ☐ waived the right to review the order and/or ☒ failed to respond to the document

16 Other Party: _____

17 ☐ approved the form of this order ☐ disapproved the form of this order

18 ☐ waived the right to review the order and/or ☐ failed to respond to the document

19 Breach Order:

20 ☐ This is an Order Vacating the Stay after the Failure to cure a Declaration of Breach. Copies of
21 this proposed order were transmitted to Debtor's counsel and appointed trustee to which
22 they have not replied

23
24 Submitted by:

25 /s/ Gregory L. Wilde, Esq.

Gregory L. Wilde, Esq.

26 Attorney for Secured Creditor